

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 1308 be amended to read as follows:

- 1       Page 1, between the enacting clause and line 1, begin a new
- 2       paragraph and insert:
- 3       "SECTION 1. IC 20-1-20.5-10, AS ADDED BY P.L.146-1999,
- 4       SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 5       JULY 1, 2004]: Sec. 10. The roundtable shall review and recommend
- 6       to the board for the board's approval the following:
- 7       (1) The academic standards under IC 20-10.1-16 for all grade
- 8       levels from kindergarten through grade 12.
- 9       (2) The content and format of the ISTEP program, including the
- 10      following:
- 11      ~~(A) The graduation examination.~~
- 12      ~~(B) The~~ passing scores required at the various grade levels
- 13      tested under the ISTEP program.
- 14      SECTION 2. IC 20-5.5-4-1, AS ADDED BY P.L.100-2001,
- 15      SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
- 16      JULY 1, 2004]: Sec. 1. A charter must do the following:
- 17      (1) Be a written instrument.
- 18      (2) Be executed by a sponsor and an organizer.
- 19      (3) Confer certain rights, franchises, privileges, and obligations on
- 20      a charter school.
- 21      (4) Confirm the status of a charter school as a public school.
- 22      (5) Be granted for:
- 23          (A) not less than three (3) years; and
- 24          (B) a fixed number of years agreed to by the sponsor and the

- 1 organizer.
- 2 (6) Provide for:
- 3 (A) a review by the sponsor of the charter school's
- 4 performance, including the progress of the charter school in
- 5 achieving the academic goals set forth in the charter, at least
- 6 one (1) time in each five (5) year period while the charter is in
- 7 effect; and
- 8 (B) renewal, if the sponsor and the organizer agree to renew
- 9 the charter.
- 10 (7) Specify the grounds for the sponsor to:
- 11 (A) revoke the charter before the end of the term for which the
- 12 charter is granted; or
- 13 (B) not renew a charter.
- 14 (8) Set forth the methods by which the charter school is held
- 15 accountable for achieving the educational mission and goals of the
- 16 charter school, including the following:
- 17 (A) Evidence of improvement in assessment measures,
- 18 including ISTEP ~~and Graduation Qualifying Exam~~,
- 19 **examinations**, attendance rates, graduation rates (if
- 20 appropriate), increased numbers of Core 40 diplomas (if
- 21 appropriate), and increased numbers of academic honors
- 22 diplomas (if appropriate).
- 23 (B) Evidence of progress toward reaching the educational goals
- 24 set by the organizer.
- 25 (9) Describe the method to be used to monitor the charter
- 26 school's:
- 27 (A) compliance with applicable law; and
- 28 (B) performance in meeting targeted educational performance.
- 29 (10) Specify that the sponsor and the organizer may amend the
- 30 charter during the term of the charter by mutual consent and
- 31 describe the process for amending the charter.
- 32 (11) Describe specific operating requirements, including all of the
- 33 matters set forth in the application for the charter.
- 34 (12) Specify a date when the charter school will:
- 35 (A) begin school operations; and
- 36 (B) have students in attendance at the charter school.
- 37 (13) Specify that records of a charter school relating to the
- 38 school's operation and charter are subject to inspection and
- 39 copying to the same extent that records of a public school are
- 40 subject to inspection and copying under IC 5-14-3.
- 41 (14) Specify that records provided by the charter school to the
- 42 department or sponsor that relate to compliance by the operator
- 43 with the terms of the charter or applicable state or federal laws are
- 44 subject to inspection and copying in accordance with IC 5-14-3.
- 45 (15) Specify that the charter school is subject to the requirements
- 46 of IC 5-14-1.5.

SECTION 3. IC 20-5.5-9-2, AS ADDED BY P.L.100-2001, SECTION 21, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 2. An annual report under this chapter must contain the following information for a charter school:

- (1) Results of all standardized testing, including ISTEP ~~and Graduation Qualifying Exam~~ **examinations.**
- (2) A description of the educational methods and teaching methods employed.
- (3) Daily attendance records.
- (4) Graduation statistics (if appropriate), including attainment of Core 40 and Academic Honors Diplomas.
- (5) Student enrollment data, including the following:
  - (A) The number of students enrolled.
  - (B) The number of students expelled.
  - (C) The number of students who discontinued attendance at the charter school and the reasons for the discontinuation.

SECTION 4. IC 20-10.1-16-8, AS AMENDED BY P.L.193-1999, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 8. (a) The state superintendent shall develop an ISTEP program testing schedule in which:

- (1) each student in grades 3, 6, 8, and 10 must be tested; and
- ~~(2) each student in grade 10 must take a graduation examination;~~  
**(2) a student who does not meet the educational proficiency standard tested in the grade 10 examination may retake the grade 10 examination in any school year with the consent of the student's parent.**

The board shall adopt rules to establish when a student is considered to be in grade 10 for purposes of initially taking the ~~graduation~~ **grade 10** examination.

(b) A student who is a child with a disability (as defined in IC 20-1-6-1) shall be tested under this chapter with appropriate accommodations in testing materials and procedures unless the individuals who develop the child's individualized education program determine that testing under this chapter, or a part of the testing, is not appropriate for the student and that an alternate assessment will be used to test the student's achievement.

(c) Any decision with regard to a student who is a child with a disability (as defined in IC 20-1-6-1) to participate in testing under this chapter, to receive accommodations in testing materials and procedures, to participate in remediation under IC 20-10.1-17, or to be retained at the same grade level for consecutive school years shall be made in accordance with the child's individualized education program, subject to the ISTEP program manual, and federal law.

SECTION 5. IC 20-10.1-16-14.5 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE

JULY 1, 2004]: Sec. 14.5. (a) As used in this section, "diploma" means a certificate of graduation that a governing body issues to a student to certify that the student has satisfied the minimum requirements for high school graduation.

(b) As used in this section, "diploma seal" means an appropriate indicator that is imprinted, impressed, or otherwise affixed to a student's diploma to certify that the student has satisfied the minimum requirements for receiving a diploma containing the indicator.

(c) A governing body of a school corporation or governing authority of a nonpublic school must provide an ISTEP+ diploma seal to a student who receives:

(1) a diploma; and

(2) a passing score on the grade 10 examination under the ISTEP program.

SECTION 6. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2004]: IC 20-10.1-16-1.5; IC 20-10.1-16-13; IC 20-10.1-16-14."

Page 1, line 8, after "3.8" insert "(a)".

Page 1, line 11, before "The" begin a new paragraph and insert "(b)".

Renumber all SECTIONS consecutively.

(Reference is to HB 1308 as printed January 30, 2004.)

---

Representative Stilwell